

REMARKS

In response to the further species election requirement, applicant elects Species A1 and submits that Species A1 and A2 as addressed on page 4 of the Office Action constitutes a single species.

Election between Species A1 and A2 was required because claims directed to A1 are limited to “at least one physical field”, while the claims directed to A2 recite a unidirectional locating system, namely a GPS.

A unidirectional locating system such as a GPS also uses a physical field, namely an electromagnetic field. To better demonstrate this fact, applicant has amended claim 23 so it depends from claim 22 instead of from claim 21. Claim 22 requires a physical field, and amended claim 23 recites that the physical field includes a unidirectional locating system that comprises a GPS. Aside from the fact that a GPS system requires a physical field, the dependency of claim 23 from claim 22 makes it abundantly clear that A1 and A2 belong to the same species. In view thereof, applicant requests that the species election between A1 and A2 be retracted and that all elected claims 21-30 be examined.

However, in the event this request to drop the species election requirement is denied, applicant advises that claims 20-22 and 24-30 read on the elected Species A1.


In view of the foregoing applicant requests that all elected claims 21-30 be examined.

Application No. 10/530,641
Amendment and Response to Restriction Requirement
Reply to Office Action of June 9, 2009

PATENT

If the Examiner believes a telephone conference would expedite prosecution of this application, please telephone the undersigned at (415) 273-4730 (direct dial).

Respectfully submitted,


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